

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

RONALD L. ZIRKLE, Plaintiff,)	
)	
)	
vs.)	Case No. 09-CV-517
)	
JOHNSON CONTROLS, f/k/a York International, Defendant.)	
)	
)	

MOTION TO WITHDRAW AS COUNSEL FOR PLAINTIFF

AND NOW, this 18th day of January, 2010, comes Sara A. Austin, Esq.,
AUSTIN LAW FIRM LLC, current counsel for Plaintiff, and does file the within
Motion, as follows:

1. Sara A. Austin, Esq., Austin Law Firm LLC (hereinafter “Counsel”) is
counsel of record for Ronald Zirkle (hereinafter “Plaintiff”).
2. Plaintiff has failed to pay fees and costs to Counsel pursuant to the
parties’ fee agreement.
3. Plaintiff has not been in contact with Counsel regarding payment of
the outstanding fees and costs.
4. Counsel requests that she be allowed to withdraw as counsel of record
for the Plaintiff.

5. The withdrawal of Attorney Austin as counsel of record will not cause the loss of or harm to any rights on the part of the Plaintiff, and will still enable the Plaintiff to have his case heard and resolved under the law.

WHEREFORE, Plaintiff's Counsel respectfully requests that this Honorable Court enter an Order permitting her to withdraw as counsel for Plaintiff, and for such other relief as may be just and proper.

Respectfully submitted,

AUSTIN LAW FIRM LLC

/s/ Sara A. Austin

Sara A. Austin, Esq.

Sup. Ct. I.D. No. 59052

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York, PA 17403

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Counsel for the Plaintiff

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on January 18, 2010, a true and correct copy of the foregoing Motion filed in the above-captioned matter was or will be served on the following by electronic transmission:

Carmen Couden, Esq., Defendant's counsel
ccouden@foley.com

The undersigned further certifies that on January 18, 2010, a true and correct copy of the foregoing Motion was served on the following by U.S. first class mail, postage prepaid:

Ronald Zirkle
673 S. Kralltown Road
East Berlin, PA 17316

/s/ Sara A. Austin
Sara A. Austin, Esquire